

Docket No.: 4518-0110PUS1  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Thomas FELZMANN

Application No.: 10/527,679

Confirmation No.: 7223

Filed: March 11, 2005

Art Unit: 1646

For: USE OF DENDRITIC CELLS (DCS)  
EXPRESSING INTERLEUKIN 12 (IL-12)

Examiner: X. Xie

**STATEMENT OF SUBSTANCE OF AN INTERVIEW**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The following statement is submitted pursuant to the interview summary record enclosed with the USPTO communication of February 8, 2008. (It is noted that the communication itself is dated "08/09/2007", but this date should correctly be "02/08/2008" as indicated on the USPTO PAIR system.)

A telephonic interview was conducted on February 4, 2008 between the Examiner and the Undersigned. The discussions during that interview focused on the prior art rejections, specifically the rejection of the claims as being anticipated by the publication to Felzmann (2001). Applicant urged reasons why the claims were not anticipated by Felzmann (2001) but the Examiner urged that the disclosure at page 150 of the publication and figures 4 and 5 of the Felzmann (2001) publication support the Examiner's interpretation of the reference.

No agreement was reached with respect to the patentability of the present claims.

Should there be any outstanding matters that need to be resolved in the present application; the Examiner is respectfully requested to contact Len Svensson, Registration No. 33,330, at the telephone number of the undersigned below, to conduct an interview in an effort to expedite prosecution of the present application.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Dated: February 27, 2008

Respectfully submitted,

By 

Leonard R. Svensson  
Registration No.: 30,330  
BIRCH, STEWART, KOLASCH & BIRCH, LLP  
12770 High Bluff Drive  
Suite 260  
San Diego, California 92130  
(858) 792-8855  
Attorney for Applicant